

No. 1

# MICHIGAN SENATE

## DAILY CALENDAR

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WEDNESDAY, JANUARY 9, 2008  
12:00 noon

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### MOTIONS

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1

**SB 43** Sen. Gleason  
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.  
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).  
**Motion to discharge Committee on Judiciary pending.**

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2

**HB 4044** Rep. Simpson  
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.  
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).  
**Motion to discharge Committee on Judiciary pending.**

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### MESSAGES FROM THE GOVERNOR

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3

**SB 436** Sen. Jelinek  
Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.  
Creates appropriation act.  
**Approved by Governor, with line item vetoed, Wednesday, June 6, 2007.**  
**For veto message, see Senate Journal No. 57 of 2007, page 847.**  
**Vetoed line item pending.**

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4

**SB 222** Sen. Brown  
Appropriations; agriculture; department of agriculture; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
**For veto message, see Senate Journal No. 116 of 2007, page 2121.**  
**Vetoed line items pending.**

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5

**SB 229** Sen. Pappageorge  
Appropriations; general government; appropriations for certain state departments and agencies; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
**For veto message, see Senate Journal No. 116 of 2007, page 2122.**  
**Vetoed line items pending.**

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### MESSAGES FROM THE GOVERNOR

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6

**SB 232** Sen. Hardiman  
Appropriations; human services; department of human services; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
**For veto message, see Senate Journal No. 116 of 2007, page 2122.**  
**Vetoed line items pending.**

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7

**SB 238** Sen. Garcia  
Appropriations; state police; department of state police; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
**For veto message, see Senate Journal No. 116 of 2007, page 2123.**  
**Vetoed line items pending.**

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8

**SB 240** Sen. Hardiman  
Appropriations; transportation; department of transportation; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.**  
**For veto message, see Senate Journal No. 116 of 2007, page 2123.**  
**Vetoed line items pending.**

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### MESSAGES FROM THE HOUSE

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9

**SB 730** Sen. Gleason  
Education; other; reference to "handicapped person" in school code; revise to "person with a disability".  
Amends secs. 4, 5, 6, 504, 524, 605, 701, 1296, 1311, 1311g, 1321, 1701, 1701a, 1711, 1723, 1724, 1751, 1752, 1756, 1757 & 1761 of 1976 PA 451 (MCL 380.4 et seq.).  
**I.E. House, December 11, 2007.**  
**Returned from House with House substitute (H-3), Wednesday, December 12, 2007; laid over under the rules.**  
**Committee recommended I.E.**  
**House substitute (H-3) concurred in, Thursday, December 13, 2007; motion to reconsider vote pending.**

## MESSAGES FROM THE HOUSE

10

**SB 53** Sen. Whitmer

Income tax; city; contributions to a city for specified purposes; provide for check-off option.

Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.

**I.E. House, August 21, 2007.**

**Returned from House with House substitute (H-1), Wednesday, August 22, 2007; laid over under the rules. Committee recommended I.E.**

11

**HB 4120** Rep. Bauer

Income tax; city; contributions to a city for specified purposes; provide for check-off option.

Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.

**I.E. House, February 27, 2007.**

**I.E. Senate, March 28, 2007.**

**Returned from House with House substitute (H-1) to Senate substitute (S-2), Wednesday, August 22, 2007; laid over under the rules.**

12

**SB 511** Sen. Jelinek

Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.

Creates appropriation act.

**I.E. House, November 6, 2007.**

**Returned from House with House substitute (H-3), Wednesday, November 7, 2007; laid over under the rules.**

13

**HB 4507** Rep. Ward

Elections; scheduling; school board elections; require to be held in November.

Amends secs. 302 & 644g of 1954 PA 116 (MCL 168.302 & 168.644g) & adds sec. 642c.

**Returned from House with House substitute (H-2) to Senate substitute (S-6) Tuesday, November 27, 2007; laid over under the rules.**

14

**SB 388** Sen. Cassis

State; escheats; application of unclaimed property act to gift cards; clarify.

Amends secs. 2 & 15 of 1995 PA 29 (MCL 567.222 & 567.235).

**I.E. House, November 28, 2007.**

**Returned from House with House substitute (H-2), Thursday, November 29, 2007; laid over under the rules.**

**Committee recommended I.E.**

15

**SB 868** Sen. Kuipers

Retirement; legislative; graded premium for new legislators; provide for.

Amends secs. 50b, 75 & 79 of 1957 PA 261 (MCL 38.1050b et seq.) & adds sec. 79a.

**I.E. House, December 13, 2007.**

**Returned from House with House substitute (H-1), Thursday, December 27, 2007; laid over under the rules. Committee recommended I.E.**

## THIRD READING OF BILLS

16

**HB 4246** Rep. Steil

Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.

Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).

**I.E. House, May 25, 2007.**

**House substitute (H-2).**

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Defeated, Wednesday, September 12, 2007; motion to reconsider vote pending.**

17

**HB 4266** Rep. Opsommer

Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.

Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).

**I.E. House, May 25, 2007.**

**House substitute (H-2).**

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

18

**SB 559** Sen. Kuipers

Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making.

Amends sec. 39 of 1969 PA 306 (MCL 24.239).

**Reported by Committee on Government Operations and Reform.**

**Senate substitute (S-1).**

**For Senate amendment, see Senate Journal No. 66 of 2007, page 995.**

**Committee recommended I.E.**

19

**SB 625** Sen. Brown

Elections; primary; presidential primary process; revise.

Amends secs. 613a, 614a, 615a, 624g, 641 & 759a of 1954 PA 116 (MCL 168.613a et seq.); adds secs. 615c & 759c & repeals secs. 562b, 618, 619 & 620a of 1954 PA 116 (MCL 168.562b et seq.).

**Reported by Committee on Campaign and Election Oversight.**

**Committee recommended I.E.**

## GENERAL ORDERS

20

**SB 275** Sen. Whitmer

Courts; juries; exemption for nursing mothers from jury duty; provide for.

Amends sec. 1307a of 1961 PA 236 (MCL 600.1307a).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

## GENERAL ORDERS

21

**SB 471** Sen. Allen

Liquor; licenses; application process for on-premises or quota license when unavailable in jurisdiction; clarify.

Amends sec. 521a of 1998 PA 58 (MCL 436.1521a).

**Reported by Committee on Economic Development and Regulatory Reform.**

**Committee recommended I.E.**

22

**HB 4597** Rep. Gillard

Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.

Amends sec. 504 of 1994 PA 451 (MCL 324.504).

**I.E. House, May 3, 2007.**

**House substitute (H-1).**

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Committee recommended I.E.**

23

**SB 282** Sen. Thomas

Education; curricula; physical education requirement; revise.

Amends sec. 1502 of 1976 PA 451 (MCL 380.1502).

**Reported by Committee on Health Policy.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

24

**HB 5151** Rep. Bieda

Single business tax; other; sourcing of receipts for mortgage companies; clarify.

Amends sec. 53 of 1975 PA 228 (MCL 208.53).

**I.E. House, October 11, 2007.**

**House substitute (H-1).**

**Reported by Committee on Finance.**

**Committee recommended I.E.**

25

**SB 591** Sen. Kuipers

Torts; product liability; liability of successor corporation for asbestos claims; enact limits.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding ch. 30.

**Reported by Committee on Judiciary.**

**Senate substitute (S-3).**

**Committee recommended I.E.**

26

**SB 364** Sen. Jacobs

Economic development; commercial redevelopment; corridor improvement authority act; modify.

Amends secs. 2, 5, 6, 9, 18, 20, 22, 23 & 27 of 2005 PA 280 (MCL 125.2872 et seq.).

**Reported by Committee on Economic Development and Regulatory Reform.**

**Senate substitute (S-4).**

**Committee recommended I.E.**

## GENERAL ORDERS

27

**HB 5100** Rep. Mayes

Economic development; renaissance zones; renewable energy facility; include agricultural crops in definition.

Amends sec. 3 of 1996 PA 376 (MCL 125.2683).

**I.E. House, October 3, 2007.**

**For House amendment, see House Journal No. 82 of 2007, page 1379.**

**Reported by Committee on Economic Development and Regulatory Reform.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

28

**HB 4220** Rep. Espinoza

Public employees and officers; ethics; school board member volunteer service in school district; allow under certain conditions.

Amends sec. 3 of 1978 PA 566 (MCL 15.183).

**I.E. House, March 8, 2007.**

**House substitute (H-1).**

**Reported by Committee on Education.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

29

**HB 5034** Rep. Shelton

Agriculture; fertilizer; "agricultural use"; define.

Amends sec. 8501 of 1994 PA 451 (MCL 324.8501).

**I.E. House, October 18, 2007.**

**Reported by Committee on Agriculture.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

30

**HB 5035** Rep. Mayes

Agriculture; fertilizer; approval for ordinance regarding use of agricultural fertilizer; require by Michigan commission of agriculture.

Amends sec. 8517 of 1994 PA 451 (MCL 324.8517).

**I.E. House, October 18, 2007.**

**Reported by Committee on Agriculture.**

**Committee recommended I.E.**

31

**SB 385** Sen. Barcia

Public utilities; electric utilities; requirement for utilities to produce a certain portion of electricity for sale through renewable sources; provide for.

Creates new act.

**Committee on Energy Policy and Public Utilities discharged, Tuesday, December 4, 2007.**

32

**HB 5101** Rep. Farrah

Economic development; neighborhood enterprise zones; eligibility; expand to include new facilities.

Amends sec. 4 of 1992 PA 147 (MCL 207.774).

**I.E. House, October 9, 2007.**

**Reported by Committee on Commerce and Tourism.**

**Committee recommended I.E.**

## GENERAL ORDERS

33

**SB 524** Sen. Patterson

Retirement; judges; retirement allowance for judges; increase.

Amends 1992 PA 234 (MCL 38.2101 - 38.2670) by adding secs. 513 & 514.

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

34

**SB 786** Sen. Kuipers

Civil procedure; civil actions; limitation on recovery amount allowed in small claims suits; revise.

Amends sec. 8401 of 1961 PA 236 (MCL 600.8401).

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

35

**HB 5123** Rep. Bieda

Economic development; commercial redevelopment; limit on certain powers to veto the creation of a district; provide for.

Amends secs. 2 & 3 of 2005 PA 210 (MCL 207.842 & 207.843).

**I.E. House, September 25, 2007.**

**House substitute (H-1).**

**Reported by Committee on Economic Development and Regulatory Reform.**

**Committee recommended I.E.**

36

**SB 212** Sen. Birkholz

Natural resources; Great Lakes; Great Lakes-St. Lawrence river basin water resources compact; ratify.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 342.

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-6).**

**Committee recommended I.E.**

37

**SB 858** Sen. Van Woerkom

Natural resources; Great Lakes; Great Lakes-St. Lawrence river basin water resources compact; amend safe drinking water act to implement.

Amends sec. 4 of 1976 PA 399 (MCL 325.1004).

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

38

**SB 170** Sen. Clark-Coleman

Children; guardians; relative guardianship assistance act; establish.

Creates new act.

**Reported by Committee on Families and Human Services.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

## GENERAL ORDERS

39

**SB 505** Sen. Kahn

Weapons; concealed; exemption for certain state court judges and state court retired judges from concealed weapons no-carry zones; provide for.

Amends secs. 1 & 5o of 1927 PA 372 (MCL 28.421 & 28.425o).

**Reported by Committee on Judiciary.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

40

**SB 968** Sen. Kuipers

Local government; other; fingerprinting of certain individuals for the purpose of receiving state and national criminal history record information; allow.

Creates new act.

**Reported by Committee on Judiciary.**

**Senate substitute (S-3).**

**Committee recommended I.E.**

41

**SJR J** Sen. Brown

State; other; investing by certain institutions of higher education, political subdivisions, and other public bodies with companies doing business with certain countries that support international terrorism; prohibit in state constitution.

Amends secs. 5 & 6, art. VIII & sec. 19, art. IX of the state constitution.

**Reported by Committee on Homeland Security and Emerging Technologies.**

42

**SB 846** Sen. Brown

State financing and management; funds; divestment from terror act; enact.

Creates new act.

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

43

**SB 847** Sen. Brown

Retirement; investments; investing with companies doing business with certain countries; prohibit.

Amends sec. 13 of 1965 PA 314 (MCL 38.1133).

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

44

**SB 848** Sen. Pappageorge

Veterans; trust fund; divestment requirements for the veterans trust fund; provide for.

Amends sec. 5 of 1946 (1st Ex Sess) PA 9 (MCL 35.605).

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

## GENERAL ORDERS

45

**SB 849** Sen. Richardville

State financing and management; funds; investment of funds under the natural resources and environmental protection act in compliance with certain requirements; provide for.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 503b.

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

46

**SB 850** Sen. Olshove

Higher education; community colleges; investing with companies doing business with certain countries that support international terrorism; prohibit.

Amends secs. 124 & 142 of 1966 PA 331 (MCL 389.124 & 389.142).

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

47

**SB 851** Sen. Garcia

State financing and management; funds; Michigan strategic funds in compliance with certain requirements; provide for.

Amends 1984 PA 270 (MCL 125.2001 - 125.2094) by adding sec. 7a.

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

48

**SB 852** Sen. Garcia

State financing and management; funds; investment of 21st century jobs trust funds in compliance with certain requirements; provide for.

Amends sec. 7 of 2000 PA 489 (MCL 12.257).

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

49

**SB 853** Sen. Clarke

State financing and management; funds; investing children's trust funds in compliance with certain requirements; provide for.

Amends sec. 1 of 1982 PA 249 (MCL 21.171).

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

50

**SB 854** Sen. Hunter

State financing and management; funds; investing surplus treasury funds in compliance with certain requirements; provide for.

Amends 1855 PA 105 (MCL 21.141 - 21.147) by adding sec. 5.

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

## GENERAL ORDERS

51

**SB 855** Sen. Thomas

State financing and management; funds; divestment requirements for state lottery fund; provide for.

Amends sec. 41 of 1972 PA 239 (MCL 432.41).

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

52

**SB 856** Sen. Jansen

Higher education; other; investing assets of Michigan education trust in companies doing business with certain countries that support international terrorism; prohibit.

Amends secs. 9 & 11 of 1986 PA 316 (MCL 390.1429 & 390.1431).

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

53

**HB 5143** Rep. Sheltroun

Military affairs; other; reference to "Michigan emergency volunteers"; revise to "Michigan homeland security volunteers".

Amends sec. 251 of 1967 PA 150 (MCL 32.651).

**I.E. House, October 9, 2007.**

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Committee recommended I.E.**

54

**SB 967** Sen. Cassis

Business tax; other; credit for costs incurred to comply with implementation of the use tax on certain services; provide for.

Amends 2007 PA 36 (MCL 208.1101 - 208.1601) by adding sec. 450.

**Reported by Committee on Finance.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

55

**SB 999** Sen. Kahn

Income tax; credit; credit for costs incurred by businesses to comply with implementation of the use tax on certain services; provide for.

Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 253.

**Reported by Committee on Finance.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## RESOLUTIONS

56

**SR 122** Sen. Kahn

A resolution to urge state departments, universities, community colleges, and local units of government not to invest or deposit any funds in any business, legal, or governmental entity or institution that is engaged in business with known state sponsors of terror or has facilities in these countries.

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Senate substitute (S-1).**

**For text of resolution, see Senate Journal No. 112 of 2007, page 1738.**

**Adoption pending.**

57

**SCR 21** Sen. Kahn

A concurrent resolution to urge state departments, universities, community colleges, and local units of government not to invest or deposit any funds in any business, legal, or governmental entity or institution that is engaged in business with known state sponsors of terror or has facilities in these countries.

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Senate substitute (S-1).**

**For text of resolution, see Senate Journal No. 112 of 2007, page 1739.**

**Adoption pending.**

## SCHEDULED MEETINGS

**Appropriations -****Subcommittees -**

**Environmental Quality Department** - Tuesday, February 5, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**State Police and Military Affairs** - Wednesday, January 9, 10:00 a.m., Rooms 402 and 403, Capitol Building (373-2768)

**Energy Policy and Public Utilities** - Wednesday, January 9, 1:00 p.m., Room 210, Farnum Building (373-7350)

**Legislative Commission on Statutory Mandates** - Wednesday, January 9, 2:00 p.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

**State Drug Treatment Court Advisory Committee** - Tuesday, January 22, 9:30 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

## BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed To	
		Senate	House	Senate	House
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Bishop Jelinek Switalski	Tobocman Cushingberry Acciavatti		